

UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:
Hideomi KOINUMA *et al.*

Application No.: 10/665,524

Confirmation No.: 5810

Filed: September 22, 2003

For: THIN FILM DEVICE AND ITS
FABRICATION METHOD

VIA FACSIMILE: 571 273 0025

Art Unit: 2826

FAX RECEIVED

Examiner: V. Mandala

MAR 07 2007

Atty. Docket No.: 32307-191598

Customer No.

26694

PATENT TRADEMARK OFFICE

OFFICE OF PETITIONS

**PETITION UNDER RULE 313(C) AND AMENDMENT
WITH REQUEST FOR CONTINUED EXAMINATION TRANSMITTAL**

Mail Stop: OFFICE OF PETITIONS
Attention: Ms. Hicks and Ms. Brinkley

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The issue fee in this case was paid January 8, 2007.

Applicants hereby petition to withdraw the case from issue. Concurrently applicants file a request for continued examination. The Director is authorized to charge Deposit Account No. 22-0261 for any fee which may be related to the presentation.

The undersigned left a voice mail message on the PTO line of Ms. Hicks on March 7, 2007, concerning this matter.

Attached hereto is an INFORMATION DISCLOSURE STATEMENT, 1449 form and one reference, JP-A 08-316527, and an English language abstract thereof.

Also filed concurrently is a RCE [copies attached].

03/09/2007 CKHLOK 00000010 220261 10665524

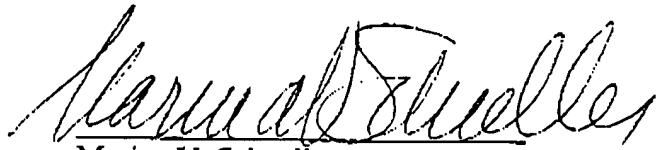
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REMARKS

An early consideration of this petition is respectfully solicited.

Attached hereto is an INFORMATION DISCLOSURE STATEMENT

Respectfully submitted,



Dated: March 7, 2007

Marina V. Schneller

Registration No. 26,032

VENABLE

Post Office Box 34385

Washington, D.C. 20043-9998

Telephone: (202) 344 4062

Facsimile: (202) 344-8300

DC2DOCS1/834074

FAX TRANSMISSION

FAX RECEIVED

MAR 07 2007

DATE: March 7, 2007

PTO IDENTIFIER: Application Number 10/665,524-Conf. #5810
Patent Number

Inventor: Hideomi Koinuma

OFFICE OF PETITIONS

MESSAGE TO: US Patent and Trademark Office - OFFICE OF PETITIONS

FAX NUMBER: (571) 273-0025

FROM: VENABLE LLP

Marina V. Schneller

PHONE: (202) 344-4000

Attorney Dkt. #: 32307-191598

PAGES (Including Cover Sheet): 21

CONTENTS:

1. Request for Continued Examination (RCE) Transmittal
2. Petition Under Rule 313(c) and Amendment with Request for Continued Examination Transmittal;
3. Information Disclosure Statement, Form PTO-1449, and Reference;
4. Fee Transmittal; and
5. Transmittal Form.

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (202) 344-4000 and send the original transmission to us by return mail at the address below.

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VENABLE LLP

P.O. Box 34385, Washington, DC 20043-9998
Telephone: (202) 344-4000 Facsimile: (202) 344-8300

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. (if known): 10/665,524

Attorney Docket No.: 32307-191598

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on March 7, 2007
Date



Signature

Marina V. Schneller

Typed or printed name of person signing Certificate

26,032 (202) 344-4000
Registration Number, if applicable Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages In This Submission

19

Application Number

10/665,524-Conf. #5810

Filing Date

September 22, 2003

First Named Inventor

Hideomi Koinuma

Art Unit

2826 **FAX RECEIVED**

Examiner Name

V. A. Mandala

MAR 07 2007

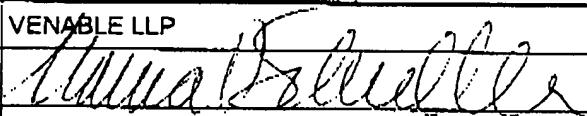
32307-191598

MAY 2007

ENCLOSURES (Check all that apply)**OFFICE OF PETITIONS**

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee charge to 22-0261 <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input checked="" type="checkbox"/> RCE <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input checked="" type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="border: 1px solid black; padding: 5px; height: 100px; width: 100%;"> </div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	VENABLE LLP		
Signature			
Printed name	Marina V. Schneller		
Date	March 7, 2007	Reg. No.	26,032

DC2DOCS1/834163

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2006

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(\$ 920.00)
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Complete if Known

Application Number	10/665,524-Conf. #5810
Filing Date	September 22, 2003
First Named Inventor	Hideomi Koinuma
Examiner Name	V. A. Mandala
Art Unit	2826
Attorney Docket No.	32307-191598

FAX RECEIVED**METHOD OF PAYMENT** (check all that apply)

MAR 07 2007

Check Credit Card Money Order None Other (please identify): **OFFICE OF PETITIONS**

Deposit Account Deposit Account Number: **22-0261** Deposit Account Name: **Venable LLP**

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

- Charge fee(s) indicated below Charge fee(s) indicated below, except for the filing fee
- Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 Credit any overpayments

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Rcissuc	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

Each claim over 20 (including Reissues)

Small Entity Fee (\$)	Fee (\$)
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50 25

Each independent claim over 3 (including Reissues)

200 100

Multiple dependent claims

360 180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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Multiple Dependent Claims

Fee (\$)	Fee Paid (\$)
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- 20 = x =

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
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- 3 = x =

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
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- 100 = /50 (round up to a whole number) x =

4. OTHER FEE(S)

Petition to Withdraw from Issue

Fees Paid (\$)

130.00

Other (e.g., late filing surcharge): 1801 Request for continued examination (RCE) (see 37 ...)

790.00

SUBMITTED BY

Signature	<i>Marina V. Schneller</i>	Registration No. (Attorney/Agent)	26,032	Telephone	(202) 344-4000
Name (Print/Type)	Marina V. Schneller	Date	March 7, 2007		

DC2DOCS1/834161